

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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A.P.,

Plaintiff,

Civil Action No. 18-CV-04661

-against -

(Matsumoto, J.)  
(Kuo, M.J.)

UNITED STATES OF AMERICA,  
CARLOS MARTINEZ, EUGENIO PEREZ,  
JOSEPH NORWOOD, KIMBERLY ASK-CARLSON,  
HERMAN QUAY, TOMAS RODRIGUEZ,  
D'ANELLO SMITH, ANDY CRUZ,  
JERMAINE DARDEN, OFFICER GUAPA, and  
JOHN/JANE DOES 1-10,

Defendants.

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**STIPULATION OF DISMISSAL WITH PREJUDICE**

It is STIPULATED AND AGREED, by and between Plaintiff A.P. ("Plaintiff") and Defendants UNITED STATES OF AMERICA, JOSEPH NORWOOD, KIMBERLY ASK-CARLSON, HERMAN QUAY, TOMAS RODRIGUEZ, D'ANELLO SMITH, ANDY CRUZ, and JERMAINE DARDEN, by and through their respective undersigned attorneys, that in accordance with the Stipulation for Compromise Settlement and Release of Federal Tort Claims Act Claims Pursuant to 28 U.S.C. § 2677 and Dismissal with Prejudice of "*Bivens*" Claims, Plaintiff's Amended Complaint and Jury Demand and any and all claims arising therefrom against Defendants UNITED STATES OF AMERICA, JOSEPH NORWOOD, KIMBERLY ASK-CARLSON, HERMAN QUAY, TOMAS RODRIGUEZ, D'ANELLO SMITH, ANDY CRUZ, and JERMAINE DARDEN are dismissed with prejudice pursuant to

*A.P. v. United States, et al., 18-CV-04661 (KAM)(PK) – Stipulation of Dismissal With Prejudice*

Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, with each party to bear its own costs, fees and disbursements; and

IT is FURTHER STIPULATED AND AGREED that no further suit will be instituted for the same causes of action that have been asserted herein or for any other causes of action arising out of the incidents or circumstances that gave rise to this suit.

Dated: New York, New York  
September 25, 2023

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By: /s/ Daniel Mullkoff  
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Dated: Brooklyn, New York  
September 26, 2023

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